THE HON'BLE MRS. JUSTICE T.MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

WRIT PETITION NO : 27105 OF 2005

Dated 26-12-2005

Between :

Khalid Khan, resident of 19-3-427/A/12, Sanjaygandhinagar, Nawabsahabkunta, Hyderabad.

PETITIONER.

AND :

1 . The Station House Officer, Kulsumpura Police Station, Hyderabad, Hyderabad District and others.

RESPONDENTS

ORDER : (Per the Honourable Smt. Justice T.Meena Kumari)

This is a taken up writ petition on the telegram dated 16-12-2005 sent by the cousin of the detenu seeking a direction to the respondents to produce her cousin viz., Zia, a resident of Nawabsahabkunta, Hyderabad, before this Court, who was illegally detained by the Sub-Inspector of Police, Kulsumpura Police Station, Hyderabad and to set him at liberty forthwith.

1st respondent filed the counter denying the allegations in the Telegram. It is further stated in the counter that after receipt of notice from the office of the Advocate General, A.P. Hyderabad, he caused enquiries about the alleged detenu in all the police stations in twin cities and came to know that he was arrested by the Police Nampally Police station in connection with Cr.No.157 of 2005 for the offence under section 379 of I.P.C. and was produced before the learned XII Additional Chief Metropolitan Magistrate, Nampally, Hyderabad and was sent to the judicial custody.

It is submitted across the Bar by the learned Advocate General that as the alleged detenu was arrested by the Nampally Police in connection with Cr.No.157 of 2005 for the offence under section 379 of I.P.C. and was produced before the learned Magistrate, Nampally, Hyderbad, and was sent for judicial custody by the learned Magistrate, the question of illegal detention does not arise.

In view of the submission made by the learned Advocate General and in view of the averments made in the counter to the effect that the alleged detenu was involved in a crime. We are of the view that no further orders are necessary in this writ petition.

In the result, this writ petition is dismissed. No costs.

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Justice T.MEENA KUMARI

Date : 26-12-2005.

Justice K.C.BHANU

Dvs/Gurc

THE HON'BLE MRS. JUSTICE T. MEENA KUMARI

&

THE HON'BLE MR. JUSTICE K .C. BHANU

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WRIT PETITION NO : 27105 OF 2005

(Order delivered by the Honourable Smt. Justice T. Meena Kumari)

Dated 26-12-2005